AFSC Regulation 701-1

Department of the Army Headquarters, U.S. Army Field Support Command 1 Rock Island Arsenal Rock Island, IL 61299-6500

1 Nov 04

### Logistics

PUBLIC RELEASE AND MARKING OF LOGISTICS
CIVIL AUGMENTATION PROGRAM (LOGCAP) CONTRACT
REQUIREMENTS DOCUMENTS (CRDs)

<u>Applicability</u>. This regulation applies to all US Army Field Support Command (AFSC) organizations.

<u>Decentralized printing</u>. Local reproduction of this regulation is authorized.

<u>Supplementation</u>. Supplementation of regulation is not authorized.

<u>Proponent</u>. The AFSC Current Operations Directorate is the proponent. Users may send comments/recommendations to AMSFS-SC, HQ AFSC, 1 Rock Island Arsenal, Rock Island, IL 61299-6500, e-mail afsc-ofc-sc@afsc.army.mil.

<u>Distribution</u>. Approved for electronic distribution from <a href="http://www.afsc.army.mil/im/rcdsmgt/pubs.htm">http://www.afsc.army.mil/im/rcdsmgt/pubs.htm</a>.

Superseded Publications. None.

FOR THE COMMANDER:

D. Scott Welker Chief of Staff

- 1. <u>Purpose</u>. Provide guidance and procedures regarding authority to release Logistics Civil Augmentation Program (LOGCAP) contract requirements documents (CRDs) and appropriate marking of such documents upon creation. Compliance with this regulation will create a greater degree of accuracy and consistency in determining public releasability of LOGCAP contract requirements documents.
- 2. <u>Definitions</u>. LOGCAP CRDs consist of task orders, draft scopes of work (SOWs), SOWs, independent Government cost estimates (IGCEs), and other similar documents created for the purpose of supporting customer requirements under LOGCAP.

# 3. References.

- a. AR 25-55, Freedom of Information Act (FOIA).
- b. AR 25-400-2, Army Records Information Management System (ARIMS).
- c. AR 380-5, Department of the Army Information Security Program.
- d. Security Classification Guidance, Operation ENDURING FREEDOM and Operation NOBLE EAGLE, 28 Mar 02.
- e. Executive Order 13292, Sec. 1.7, Classified National Security Information, Classification Prohibitions and Limitations.
- e. DoDI 5230.29, Security and Policy Review of DoD Information for Public Release.

#### 4. Policies.

a. LOGCAP is an Army program assigned to Army Materiel Command (AMC) and is being executed by the Army Field Support Command (AFSC). While requirements may come from supported organizations outside of AFSC, the responsibility to prepare and maintain the LOGCAP CRDs rests with AFSC, Logistics Support Unit (LSU), or LOGCAP Operations Directorate (AMSFS-SL). As such, LOGCAP CRDs are AFSC agency records as defined by AR 25-55 (see also AR 25-400-2). The FOIA regulation defines agency records as they apply to requests for documents. Accordingly, all releasability determinations regarding requests for release of LOGCAP CRDs will be made by HQ AFSC.

- b. All LOGCAP CRDs shall be marked or classified IAW AR 380-5 and AR 25-55. With reference to LOGCAP SOW documents, the document author shall, in all cases, generate a written statement supporting the rationale for a designated marking or lack thereof.
- c. Due to the contingency and operational nature of LOGCAP SOW documents, the AFSC shall not release to the public any LOGCAP SOW document that does not have evidence of review under AR 380-5 and AR 25-55 (see DODI 5230.29).
- d. If a request is received for release of a LOGCAP SOW document that does not have adequate written evidence that the documents have been properly marked, the document shall be staffed to the AFSC Operations Center (AMSFS-SCO) for review of security and operational threat value (see Exec Order 13292). These documents are, at certain stages, pre-procurement information and possibly competition sensitive. Reviews for these contracting issues should also be conducted.

## 5. Responsibilities.

- a. The LOGCAP CRD originator (i.e., LSU or AMSFS-SL) shall ensure:
- (1) All LOGCAP CRDs are appropriately marked (e.g. FOUO) IAW guidelines set forth in AR 380-5 and AR 25-55.
- (2) All LOGCAP CRDs are appropriately classified IAW guidelines set forth in AR 380-5 (also see Security Classification Guidance, reference 3c above).
- (3) All LOGCAP SOW documents are accompanied by the required additional documentation regarding rationale for marking or classification.
- b. The AFSC Office of Counsel (AMSFS-GC) shall conduct a legal review of all LOGCAP CRDs prior to public release.
- c. AMSFS-SCO will coordinate review of LOGCAP CRDs for security and operational threat value.

#### 6. Procedures.

a. Upon creation of LOGCAP CRDs, the author should review standards for marking documents and mark the created documents accordingly (See AR 380-5 and AR 25-55). With regard to SOW documents, a statement supporting the decision to mark a

document or not to mark a document should be created and stored by the office of record.

- b. All FOIA requests pertaining to the LOGCAP CRDs shall be directed to the AFSC FOIA Officer (AMSFS-GC) for coordination.
- c. Prior to the public release of LOGCAP CRDs, a review by AMSFS-GC is required. This requirement applies to all public requests for information related to LOGCAP CRDs and is not limited to FOIA requests.
- d. If a SOW document is received for review by AMSFS-GC and sufficient evidence is not provided supporting the marking or lack of marking of a document, the document will be staffed to AMSFS-SCO for review of security and operational threat value.